IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 1152 OF 2002

Ngo Alliance For Governance And Renewal(nagar)) ....PETITIONER

V/S

State Of Maharashtra And Ors. ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) LODGING NO. 290 OF 2014

In

WRIT PETITION 1152 OF 2002

Citispace And 2 Ors. ....PETITIONER

V/S

State Of Maharashtra And 2 Ors.and A-1, Welfare Society(regd.) And 2 Ors (applicants/org.intervener ....RESPONDENT

WITH

INTERIM APPLICATION LODGING NO. 6465 OF 2022

In

WRIT PETITION 1152 OF 2002

Shivaji Shrirang Taware ....PETITIONER

V/S

City Space And 5 Others ....RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 7 OF 2003

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

Nityanand Co-op.hsg. Soc. ....RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 8 OF 2003

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

Lokmanya Tilak Co-op.hsg. Socy. ....RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 30 OF 2003

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

Friends Of Society ....RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 253 OF 2003

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Mah. And Ors. And Vasuki Nagraj Co.op. Hsg. Soc. ....RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 254 OF 2003

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Mah. And Ors. And Milan Subway Co-op. Hsg. Soc. ....RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 261 OF 2003

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. And Basera Co-op. Hsg. Soc. ....RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 326 OF 2003

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Mah. And Ors. And S. K. S. Enterprises ....RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 328 OF 2003

In

WRIT PETITION 1152 OF 2002

Citi Space And Ors. ....PETITIONER

V/S

State Maharashtra And Ors. Bhagwan Shriram...RESPONDENT
Co-op. Hsg. Soc.

WITH
CHAMBER SUMMONS IN WRIT PETITION. NO. 337 OF 2003
In
WRIT PETITION 1152 OF 2002

Citiy Space And Ors. ....PETITIONER
V/S
State Of Maharashtra And Ors. And Shivneri ....RESPONDENT
Co-op. Hsg. Soc.

WITH
CHAMBER SUMMONS IN WRIT PETITION. NO. 338 OF 2003
In
WRIT PETITION 1152 OF 2002

Citi Space And Ors. ....PETITIONER
V/S
State Of Mah. And Ors. And Borivali Eksar ....RESPONDENT
Dongri Samata Co-op. Hsg. Soc.

WITH
CHAMBER SUMMONS IN WRIT PETITION. NO. 5 OF 2005
In
WRIT PETITION 1152 OF 2002

Citi Space An Association Of Persons And Ors.....PETITIONER
V/S
State Of Maharashtra And Ors. And Dharmendra RESPONDENT
V. Kanade

WITH
CHAMBER SUMMONS IN WRIT PETITION. NO. 29 OF 2005

In
WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER
V/S
State Of Maharashtra And Ors. ....RESPONDENT

WITH
CHAMBER SUMMONS IN WRIT PETITION. NO. 30 OF 2005
In
WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER
V/S
State Of Maharashtra And Ors. And Pranchashil ....RESPONDENT
Rahivashi Seva Sangh

WITH
CHAMBER SUMMONS IN WRIT PETITION. NO. 31 OF 2005
In
WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER
V/S
State Of Mah. And Ors. And Shree Kartik ....RESPONDENT
Swamy Seva Mandal

WITH
CHAMBER SUMMONS IN WRIT PETITION. NO. 20 OF 2006
In
WRIT PETITION 1152 OF 2002

Citi Space And Ors ....PETITIONER
V/S
State Of Maharashtra And Ors Nuttan Nagar

Co-op Hsg. Soc.ltd

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 130 OF 2006

In

WRIT PETITION 1152 OF 2002

City Space And 2 Ors. ....PETITIONER

V/S

State Of Maharashtra And 2 Ors. And Sant Gyaneshwar S.r.a. Co-op Housing Society (prop.)-(applicant ....RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 195 OF 2006

In

WRIT PETITION 1152 OF 2002

M/s. Citispace And 2 Ors. ....PETITIONER

V/S

The State Of Maharashtra And 2 Ors. And Vishnu D. Kalgude ....RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 82 OF 2008

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. And Alex Fernandes ....RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 97 OF 2008

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Os. And Bhagwan R... RESPONDENT
Banerji And Ors.

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 60 OF 2009

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. And Devraj ....RESPONDENT
Ratanchand Pagaria And Anr.

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 31 OF 2010

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. And Ajitnagar....RESPONDENT
Co-op. Hsg. Soc.(proposed)

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 227 OF 2010

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 143 OF 2011

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

The State Of Maharashtra ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 579 OF 2010

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

The State Of Maharashtra ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 237 OF 2011

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 3 OF 2012

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. And Hubtown.... RESPONDENT
Limited - Applicant

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 297 OF 2012

In

WRIT PETITION 1152 OF 2002

Citi Space And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 5 OF 2013

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. And Shivneri .... RESPONDENT
Navgruh Nirman Vitbhatti Sra.co-op.soc. And
Anr

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 54 OF 2014

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. And M/s. .... RESPONDENT
Nimesh Global Syndicate And Ors.

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 34 OF 2014
In
WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER
V/S
State Of Maharashtra And Ors. And Vaishali S.r.a...RESPONDENT
Co-op. Hsg, Soc. Ltd (pro) And Anr. (applicant)

WITH
CHAMBER SUMMONS IN WRIT PETITION. NO. 56 OF 2014
In
WRIT PETITION 1152 OF 2002

Citi Space And Ors. ....PETITIONER
V/S
State Of Maharashtra And Ors. And Mr. Shiva P...RESPONDENT
Arakari

WITH
NOTICE OF MOTION (WRIT PETITION) NO. 194 OF 2014
In
WRIT PETITION 1152 OF 2002

Citispace And 2 Ors. ....PETITIONER
V/S
State Of Maharashtra And M/s. Lotus Logistics...RESPONDENT
And Developers (applicant) 2 Ors.

WITH
NOTICE OF MOTION (WRIT PETITION) NO. 218 OF 2014
In
WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors And M/s. Maharashtra Housing And Area Dev.board (Applicant ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 219 OF 2014

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors And M/s.rushabh Real Estate Development P. Ltd. ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 170 OF 2013

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors.and Slum Rehabilitation Authority (applicant) ....RESPONDENT

WITH

INTERIM APPLICATION LODGING NO. 2716 OF 2020

In

WRIT PETITION 1152 OF 2002

New Look Constructions Private Limited ....PETITIONER

V/S

Citi Space And 5 Ors ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 192 OF 2017
In
WRIT PETITION 1152 OF 2002

Citi Space And 2 Ors. ....PETITIONER
V/S
State Of Maharashtra And 2 Ors. And Savitribai ....RESPONDENT
Phule Nagar Sta Co-op. Hsg.soc.ltd.(prop) And
Anr.

WITH
NOTICE OF MOTION (WRIT PETITION) NO. 66 OF 2019
In
WRIT PETITION 1152 OF 2002

Cityspace And 2 Ors ....PETITIONER
V/S
State Of Maharashtra And 2 Ors And Chandhok ....RESPONDENT
Developers (applicant)

WITH
INTERIM APPLICATION NO. 1771 OF 2022
In
WRIT PETITION 1152 OF 2002

Naredco West Foundation ....PETITIONER
V/S
Citispace And 6 Ors. ....RESPONDENT

WITH
INTERIM APPLICATION LODGING NO. 28459 OF 2021
In
WRIT PETITION 1152 OF 2002

Pandurang D. Chalke And Anr ....PETITIONER

V/S

Citispace And Ors. ....RESPONDENT

WITH

INTERIM APPLICATION LODGING NO. 30716 OF 2021

In

WRIT PETITION 1152 OF 2002

Slum Redevelopers Association And 3 Ors(applicants) ....PETITIONER

V/S

Citispace And 6 Ors. ....RESPONDENT

WITH

INTERIM APPLICATION LODGING NO. 28343 OF 2021

In

WRIT PETITION 1152 OF 2002

Cosmic Developers (applicant/intervener) ....PETITIONER

V/S

Citispace And 6 Ors. ....RESPONDENT

WITH

INTERIM APPLICATION LODGING NO. 19651 OF 2022

In

WRIT PETITION 1152 OF 2002

Mundara Developers ....PETITIONER

V/S

Ngo Alliance For Governance And Renewal And 5 Other ....RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 88 OF 2014

In

WRIT PETITION 1152 OF 2002

Citi Space And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. And Amity Constructions And Anr. (applicant) ....RESPONDENT

WITH

INTERIM APPLICATION NO. 3043 OF 2022

In

WRIT PETITION 1152 OF 2002

Ngo Alliance For Governance And Renewal(nagar)) And 2 Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 409 OF 2011

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 179 OF 2003

In

WRIT PETITION 1152 OF 2002

City Space And Ors ....PETITIONER

V/S

The State Of Mah. And Ors. ....RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 44 OF 2005

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Or. And Narayan Bhima Tandel And Anr. ....RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 281 OF 2005

In

WRIT PETITION 1152 OF 2002

Cityspace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. And V.p Nagar Co-op. Hsg. Soc. ...RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 282 OF 2005

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. And Bharatnagar Co-op. Hsg. Soc. ...RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 283 OF 2005

In

WRIT PETITION 1152 OF 2002

Cityspace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. And Bhaiysaheb ....RESPONDENT
Ambdekar Nagar Co-op. Hsg. Soc.

WITH

CONTEMPT PETITION IN WRIT PETITION NO. 40 OF 2008

In

WRIT PETITION 1152 OF 2002

City Space And Ors. ....PETITIONER

V/S

Shri. Debashish Chakravarty And Ors. ....RESPONDENT

WITH

CHAMBER ORDER NO. 803 OF 2008

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Anr. ....RESPONDENT

WITH

CHAMBER ORDER NO. 1543 OF 2008

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 232 OF 2009

In

WRIT PETITION 1152 OF 2002

Citispace And Ors ....PETITIONER

V/S

State Of Maharashtra And Ors And Shivalik Ventures Pvt Ltd ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 234 OF 2009

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. ....RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 235 OF 2010

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 578 OF 2010

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

The State Of Maharashtra ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 624 OF 2010
In
WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER
V/S
State Of Maharashtra And Ors. And M/s. Sai Construction ....RESPONDENT

WITH
NOTICE OF MOTION (WRIT PETITION) NO. 200 OF 2011
In
WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER
V/S
State Of Maharashtra And Ors. ....RESPONDENT

WITH
NOTICE OF MOTION (WRIT PETITION) NO. 294 OF 2011
In
WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER
V/S
State Of Maharashtra And Ors. ....RESPONDENT

WITH
NOTICE OF MOTION (WRIT PETITION) NO. 296 OF 2011
In
WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER
V/S
State Of Maharashtra And Ors. ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 326 OF 2011

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. ....RESPONDENT

WITH

CHAMBER SUMMONS IN WRIT PETITION. NO. 223 OF 2011

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 410 OF 2011

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 481 OF 2011

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. And M/s.

Aryaman Developers Pvt. Ltd.

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 608 OF 2011

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 159 OF 2012

In

WRIT PETITION 1152 OF 2002

City Space And 2 Anr. ....PETITIONER

V/S

State Of Maharashtra And 2 And Mulund ....RESPONDENT
Panchsheetal Co. Op. Hsg. Soc. Ltd.- Applicant

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 227 OF 2012

In

WRIT PETITION 1152 OF 2002

M/s. Ratan Builders..applicant And Citispace ....PETITIONER
And Ors.

V/S

State Of Maharashtra And Ors. ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 243 OF 2012

In

WRIT PETITION 1152 OF 2002 ....RESPONDENT

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 379 OF 2012

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. And Jess Construction Pvt. Ltd. ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 421 OF 2012

In

WRIT PETITION 1152 OF 2002

Cityspace And Ors. ....PETITIONER

V/S

State Of Maharashtra And Ors. And M/s. Damodar Suruchi Developers ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 423 OF 2012

In

WRIT PETITION 1152 OF 2002

Citispace And Ors. ....PETITIONER

V/S

State Of Maharashtra And M/s. Mundara Developers (applicant) ....RESPONDENT

WITH

NOTICE OF MOTION (WRIT PETITION) NO. 3 OF 2013
In
WRIT PETITION 1152 OF 2002

City Space And Ors. ....PETITIONER
V/S
State Of Maharashtra And Ors. And M/s. Suranjan Holding And Estate Dev. Pvt. Ltd. ....RESPONDENT

WITH
NOTICE OF MOTION (WRIT PETITION) NO. 193 OF 2013
In
WRIT PETITION 1152 OF 2002

M/s. D.v.builders And Developers, Applicant/citispace And Ors. ....PETITIONER
V/S
State Of Maharashtra And Ors. ....RESPONDENT

WITH
NOTICE OF MOTION (WRIT PETITION) NO. 142 OF 2014
In
WRIT PETITION 1152 OF 2002

City Space And 2 Ors. ....PETITIONER
V/S
State Of Maharashtra And 2 Ors. And Ratan Builders (applicant) ....RESPONDENT

Mr. Shiraj Rustomjee, Sr. Adv. with Ms. Gulnaar Mistry, Mr. Aakash Rebello, Mr. Prateek Pai, Mr. P Sasuti, Mr. Shallier Jariwala i/b. Jariwala Asso. Petitioner in WP/1152/2002.
Mr. Ranjeev Carvalho I/b. ABHLLP for the Applicant in IA 28459/2021.
Mr. Hrushi Nargekar with Mr. Rohaan Pajnigar i/b. DSK Legal

for the applicant in IAL/30716/2021.
Mr. Anand Oka Adv. For Applicant in CS/88/2014.
Mr. Mayur Khandeparkar, Mr. Vikramjit Garewal a/w Ms. Risha Shetty, Mr. Rahul Deshpande i/b Wadia Gandhy and Co. For Applicant in IA/1771/2022.
Mr. Prathmesh Seth i/b Joseph B Fernandes Adv. For applicant in NMW/66/2019.
Mr. Anosh Sequeira i/b P.V.Nichani Adv. For Applicant IAL/19651/2022.
Mr. Ram Apte Sr.Adv. Through VC a/w Ms. Oorja Dhond i/b Mr. S.K.Sonawane For Respondent No. 2 BMC.
Mr. A.Y.Sakhare Sr.Adv. With Mr. Abhay Patki, Addl.GP for State Respondent No.1.
Mr. Milind Sathe Sr.Adv. a/w Mr. Girish Utangale, Mr. Saurav Utangale and Mr. Vedant Joshi i/b M/S Utangale and Co. Adv. For Respondent SRA.

CORAM : HON'BLE THE CHIEF JUSTICE &
HON'BLE JUSTICE SHRI ARIF S. DOCTOR, JJ

DATE : 23rd April, 2024

P.C. :

S. O. to 26/04/2024 (at 2.30 pm).

(ASSOCIATE)